

69-CR-74



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DATE	PROCEEDINGS
8-6-69	Deft. present and represented. Deft. pleads true name of CARL EUGENE CLARK. Deft. waived indictment, waiver signed, approved & filed in open court. Information filed in open court, reading waived, copy delivered to deft. Deft. arraigned and enters a plea of GUILTY as to Cts. 1,2,3 & 4. It is adjudged that the deft. is GUILTY as charged in Cts. 1,2,3 & 4 of the Information and sentence is passed to Tuesday, 9-2-69 at 10:00 a.m. (AEB-J)m
8-6-69	Bond of the defendant in the sum of \$1,000.00, filed.
8-6-69	Order specifying methods and conditions of release, filed. b
9-2-69	Defendant present in person and represented. At request of the government this case stricken from the docket of this date, to be passed for sentencing on Tues. Sept. 23, 1969 at 10:00 A.M (AEB-J)h
9-23-69	Defendant present in person and represented. Judgment and Sentence- Carl Eugene Clark(38) Count One- 5 years to run concurrently with sentence imposed in 69-CR-73. Count Two- Probation for a period of 3 years, to commence at expiration of sentence imposed in 69-CR-73. Count Three- Probation 3 yrs. to run concurren

DATE	PROCEEDINGS
	ly with the sentence in Ct. 2.
	Count Four- Probation for a period of 3 years, to run
9-23-69	concurrently with Ct. 2. (Allen E. Barrow-Judge)h
9-23-69	Order of J&C filed and entered. (AEB-J)h
9-23-69	Two c.c. of above delivered to USM.
10-14-69	Two c.c. of above delivered to Probation Office.h
	CC of J & C returned, filed - defendant delivered to Tulsa County
	Jail at Tulsa on 9-23-69 and on October 9, 1969 to U. S. Penitentiary
	at Leavenworth, Kansas. b
10-30-69	Motion (letter) for reduction of sentence under Rule 35, filed.h
11-19-69	Defendant present in person and represented. It is ordered by the Court
	that the sentence imposed on 9-23-69 is modified to read as follows:
	Count One - Atty. Gen. Three (3) Years, to run concurrently with
	the sentence imposed in 69-CR-73.
	Count Two - Imposition of sentence is suspended and the deft. is
	placed on probation for a period of Three (3) Years, to commence at
	the expiration of the sentence imposed in 69-CR-73.
	Count Three - Imposition of sentence is suspended and the defendant
	is placed on probation for a period of Three (3) Years, to run con-
	currently with the sentence in Count Two.
	Count Four - Imposition of sentence is suspended and the defendant
	is placed on probation for a period of Three (3) Years, to run con-
	currently with the sentence in Count Two and Three. (AEB-J)m
11-19-69	Order modifying judgment and sentence, filed and entered. (AEB-J)m
3-8-71	Reporter's Transcript of Proceedings had on Aug. 6, 1969 filed.(LM-CR)h
3-8-71	Reporter's Transcript of Proceedings had on Spt. 23, 1969 filed.(LM-CR)h
3-8-71	Reporter's Transcript of Proceedings had on Nov. 19, 1969 filed.(LM-CR)h
6-8-72	Ordered, filed - that the probation order entered on the 23rd day of
	Sept. 1969 pertaining to the above named probationer be terminated and
	that he be discharged from probation. (AEB-J)v

UNITED STATES COMMISSIONER  
Northern DISTRICT OF Oklahoma

## RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger 411 U. S. Court House, Tulsa, Okla.  
(Name of commissioner) (Address)COMMISSIONER'S  
DOCKET No. 2 CASE No. 516  
THE UNITED STATES  
vs.Carl Eugene Clark  
(38)Complaint filed on July 14th 1969, by H. B. Andrews  
Official title Postal Inspector, charging violation of  
United States Code, Title 18, Section 1341, on April 17,  
1969, at Tulsa in the  
division of the Northern district of Oklahoma  
as follows: for the purpose of executing a scheme and  
artifice to defraud, by unauthorized use of Continen-  
tal Oil Co. credit card No. 21 313 5056 D, caused to  
be delivered according to the direction thereon by the  
US Postal Office Dept., a letter addressed to D. L.  
Morgan Company, 1018 FNB Bldg, Tulsa, Okla. with  
statement dated April 16, 1969,

## WARRANTS OR SUMMONS ISSUED:

Date July 14, 1969 Warrant/Summons for Carl Eugene Clark  
(Name of defendant)to (name and title of officer) the United States Marshal or any other authorized officer  
Substance of return Arrested by Archie M. McDonald at Tulsa, Okla. on July 14, 1969

Date Warrant/Summons for

to (name and title of officer)

Substance of return

FILED  
JUL 14 1969

## PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date July 14th, 1969 arrested by Archie M. McDonald  
Dep. U.S. MarshalM. M. EWING, CLERK  
U. S. DISTRICT COURT  
on warrant of Ballenger  
(Name of issuing officer)

without warrant.

Appearances { for United States Hubert H. Bryant, Asst. U. S. Attorney  
(Name) (Address)  
for accused Ben H. Williams  
(Name) (Address)

Proceedings taken 7-14-69 Defendant, Carl Eugene Clark, represented by Ben H.

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

Williams, defendant advised of the charge and preliminary hearing.

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

Defendant waives preliminary hearing. Defendant held for Court action.

if that is the fact; any adjournments taken, etc.

Bond fixed in the sum of \$1,000.00, personal; bond signed and order of

release issued.

Outcome Held for Court Action, released on personal bond of \$1,000.00

Bail fixed July 14th, 1969 Amount, \$ 1,000.00 Bonded July 14th, 1969, by cash  
deposited by (name) Address  
transmitted to clerk of district court, 19 [or] by surety  
(name) Address  
(name) Address, who  
justified by affidavit dated, 19, [or] committed to  
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date\_\_\_\_\_Appearances for

{ United States (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_  
Accused (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing\_\_\_\_\_names certified to United States Marshal for payment\_\_\_\_\_, 19\_\_\_\_  
Proceedings taken\_\_\_\_\_

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Outcome\_\_\_\_\_

Bail fixed\_\_\_\_\_, 19\_\_\_\_. Amount, \$\_\_\_\_\_. Bonded\_\_\_\_\_, 19\_\_\_\_, by cash  
deposited by (name)\_\_\_\_\_Address\_\_\_\_\_  
transmitted to clerk of district court\_\_\_\_\_, 19\_\_\_\_  
[or] by surety (names)\_\_\_\_\_Address\_\_\_\_\_  
and\_\_\_\_\_Address\_\_\_\_\_  
who justified by affidavit\_\_\_\_\_, 19\_\_\_\_. Committed to\_\_\_\_\_  
on\_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 14th day of July, 19 69

Transmitted to Clerk of United States District Court for the Northern  
district of Oklahoma, July 14th, 1969

*Benjamin B. Ballenger*  
Benjamin B. Ballenger

United States Commissioner.